GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – T R&B Department – Allegation of Possession of Disproportionate Assets against Sri PRKSSB Ganapathi Rao, former Assistant Motor Vehicle Inspector, Narasaraopeta, Guntur district – Convicted by the Hon'ble Special Judge for SPE & ACB Cases, Rajamahendravaram in C.C.No.153/2018 - Withholding of pension and gratuity in full permanently – Orders – Issued.

TRANSPORT, RODS & BUILDINGS (VIG.TR) DEPARTMENT

G.O.MS.No. 17 Dated: 14-07-2020.

Read the following:-

1) Final report from the DG, ACB, Lr.Rc.No.07/RCA-REG/2003, Dt:17.01.2006.
2) G.O.Ms.No.85, T R&B (Vig.III) Department, Dated.19.05.2006.
3) From the D.G., ACB, Lr.Rc.No.07/RCA-REG/2003, Dt:04.03.2020.

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ORDER:

Whereas it was brought to the notice of the Government that the ACB officials have registered a case in Cr.No.1/RCA – RJY/2003 under section 13(2) reads with 13(1) of P.C. Act 1988, on 17.01.2003 and investigated the allegation of acquisition of movable and immovable properties in his name and in the names of his family members against Sri P.R.K.S.S.B Ganapathi Rao, the then AMVI, Narasaraopet, Guntur District. During the investigation, it is found that the A.O is in possession of assets worth Rs.82,58,423/- disproportionately to the known sources of his income.

2. And whereas, in the reference 1st read above, the Director General, AntiCorruption Bureau, has furnished final report and recommended to prosecute the Accused Officer Sri P.R.K.S.S.B Ganapathi Rao, the then AMVI, Narasaraopet, Guntur District in a court of law since he has committed an offence punishable U/s 13 (2) r/w 13(1) (e) of the PC Act 1988. In the reference 2nd read above, sanction was accorded to prosecute Sri P.R.K.S.S.B Ganapathi Rao, the then AMVI, Narasaraopet, Guntur District in a court of law.

3. And whereas, in the reference 3rd read above, the Director General, Anti Corruption Bureau has informed that the Special Judge for SPE & ACB Cases, Rajamahendravaram pronounced judgment on 06.12.2019, found that the A.O. Sri Peyyala Rama Krishna Satya Sankara Bhanoji Ganapathi Rao, S/o Sri Narayana Murthy, the then AMVI, Narasaraopet, Guntur District guilty for the offences under section 13(2) r/w 13(1)(e) of the P.C. Act, 1988 and convicted him. The Judge sentenced the A.O. to undergo rigorous imprisonment for a period of three years and also to pay a fine of Rs.50,000/- and in default of payment of fine to suffer simple imprisonment for a period of one year for possessing disproportionate assets to a tune of Rs.75,75,766.366 Ps. The Ld.Judge further ordered that the assets found disproportionate are to be confiscated after appeal time is over.

4. The Director General, Anti Corruption Bureau A.P., Vijayawada has further stated that, in G.O.Ms.No.2, Genl.Admn.(Ser.C) Dept., dt.04.01.1999, Government directed that in all proven cases of misappropriation, bribery, corruption etc., the penalty of dismissal from service shall be imposed. Further, Govt vide G.O.Ms.No.458, Genl.Admn.(Ser.C) Dept., made an amendment to Rule 9 of the APCS (CC&A) Rules, 1991 that in all proven cases of misappropriation, bribery, bigamy, corruption, moral turpitude, forgery and outraging the modesty of women, the Penalty of dismissal from service shall be imposed. As per the amendment of Rules 25(i) to the APCS (CC & A) Rules, 1991issued through G.O.Ms.No.240, Genl. Admn.(Services) Dept., dt.14.08.2003 it is not necessary to consult with the APPSC before any orders are made under Clause (i) of this Rule.

(PTO)

5. The Director General, Anti Corruption Bureau, A.P., Vijayawada has also stated that the A.O. Sri P.R.K.S.S.B.Ganapathi Rao, AMVI, Narasaropeta, Guntur District retired from service on 28.02.2015. He would have been dismissed from the service as per the above guidelines. Since the AO retired on 28.02.2015 from service, and requested to take further action in the matter under A.P.Revised Pension Rules, 1980.

6. The Director General, Anti Corruption Bureau, A.P., Vijayawada has requested to issue the orders withholding of pension and gratuity in full permanently to impose in respect of A.O. Sri P.R.K.S.S.B.Ganapathi Rao, AMVI, Narasaropeta, Guntur in view of his conviction by the court.

7. Government, after careful examination of the matter, in exercise of the powers conferred under Sub-Rule (2) of Rule 8 and Sub-Rule (1) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, read with instructions issued vide G.O.Ms.No.2, General Administration (Services-C) Department, dated 04.01.1999 and Memo No.178/Spl.C/2003-1,General Administration (Special-C) Department, dated 07.05.2003, have decided and hereby order to impose a penalty "withholding of pension and gratuity in full permanently" on Sri P.R.K.S.S.B.Ganapathi Rao, the then AMVI, Narasaropeta, Guntur (now retired) with immediate effect.

8. The Transport Commissioner, Andhra Pradesh, Vijayawada shall take necessary action accordingly.

9. The following Notification shall be published in the extraordinary issue of the Andhra Pradesh Gazette, dated:14.07.2020.

NOTIFICATION

In exercise of the powers conferred under Sub-Rule (2) of Rule 8 and SubRule (1) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, read with instructions issued vide G.O.Ms.No.2, General Administration (Services-C) Department, dated 04.01.1999 and Memo No.178/Spl.C/2003-1, General Administration (Special-C) Department, dated 07.05.2003, Government hereby impose the penalty of "withholding of pension and gratuity in full permanently" on Sri P.R.K.S.S.B.Ganapathi Rao, the then AMVI, Narasaropeta, Guntur (now retired) with immediate effect.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.T.KRISHNA BABU
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri P.R.K.S.S.B.Ganapathi Rao, the then AMVI, Narasaropeta, Guntur (now retired) through the Transport Commissioner, AP Vijayawada.
The Transport Commissioner, A.P, Vijayawada. (with a request to serve the G.O. on the individual and send the served copy with dated signature to the Government for record)

Copy to:-
The Secretary, A.P. Vigilance Commission, Secretariat, Velagapudi.
The Director General, Anti-Corruption Bureau, A.P., Vijayawada.
The Commissioner of Printing, Stationery & Stores Purchase, Vijayawada (with a request to publish the G.O. in the extraordinary Gazette and furnish 10 copies to Government)
The Director of Treasuries & Accounts, A.P., Vijayawada.
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER